

# **EXHIBIT 1**

9

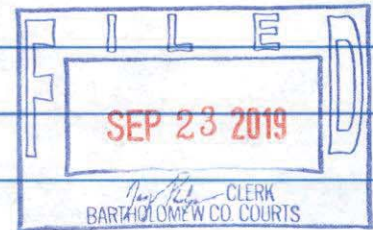
BARTHOLOMEW Superior 2 Civil Primary

Angelito C Mercado

03D01 1909 PL 05441

V.

PMG Corporation  
ET. AL



APPEARANCE

Comes now Plaintiff Angelito C Mercado makes  
An APPEARANCE And represents Himself pro-se  
in the above stated Cause. so Said and  
filed this 19th day of September 2019

*Angelito Mercado*

# **EXHIBIT 2**



Superior Court 2

Complimentary

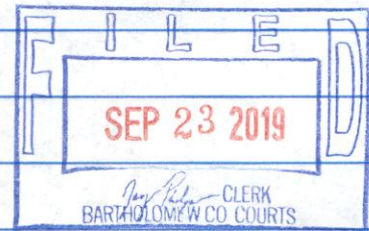
Angelito C. Mercado

v.

03D01 1909 PL 05441

PMG Corporation, #1

unknown Employee #2



COMPLAINT

Parties -

Plaintiff Angelito C. Mercado is A resident of Indiana and resides at the Bartholomew County Jail 543 2nd St. Columbus, Ind 47201

Defendant PMG Corporation is A Business Entity located at 1751 Arcadia Drive Columbus Indiana 47201 And the Unknown Employee is Employed By PMG Corporation.



②

STATEMENT of CLAIM

Plaintiff Angelito C. Mercado brings this Suit against the PMS Corporation for wrongful Termination And Violation of the plaintiff's Constitutional Rights. On or about August 27<sup>th</sup> 2019 this plaintiff was on his second day of Employment At PMS. the plaintiff forgot his time Card to clock in and out And notified the Team leader on 3<sup>rd</sup> shift And the plaintiff was informed By the Team leader that he would manually clock the Plaintiff in And out himself. the next Day the plaintiff showed up for work the Team leader Told the plaintiff he was fired Because he clocked out 10 minutes early which was not possible Because the plaintiff never had his time Card to clock in or out. the Plaintiff had befriended Another African American Teenager named Shauntavious Davis who on That Day did clock out 10 minutes early And this plaintiff Believes the Team leader Assumed that the plaintiff Also left 10 minutes early Because he was A friend to Mr. Davis And hung out with Mr. Davis at work. On the 26<sup>th</sup> of August 2019 the plaintiff Attended orientation And it WAS explained to the Plaintiff By



(3)

PMB staff that the Policy at PMB was if you clocked out early you would receive a half point and when you reached 3 points your employment would be terminated. So even if the Plaintiff had his time card to clock out and he did clock out 10 minutes early he should of only received a half. But instead the Plaintiff and Mr. Davis were both fired for clocking out early. PMB wrongfully terminated the Plaintiff and discriminated against the Plaintiff because he is African American and allowed employees who were Caucasian who have clocked out early to remain employed. PMB is responsible for the violation of the Plaintiff's rights and liable for damages to the Plaintiff because the employee or employees who wrongfully terminated the Plaintiff are employed by PMB and represent the PMB Corporation. PMB refused to give the name of the crew leader that fired the Plaintiff when a complaint was attempted to be made against the crew leader, who the Plaintiff has made a defendant in this suite and named "Unknown Employee".



(9)

Plaintiff Charges PMG Corporation and the unknown name of the Employee who is the 3rd shift crew leader of plant #2 with the following claims.

Count 1 - wrongful Termination  
Count 2 - Deliberate Indifference  
Count 3 - Violation of Equal Protection law  
Count 4 - Violation of the Fair Labor Standards Act.

All Claims Causing Injury By loss of liberty  
Emotional Distress, mental Anguish.

Plaintiff is suing for violation of federal law

Plaintiff MAKES A Jury trial Demand



(5)

Prayer for Relief

Plaintiff request the Amount of \$100,000.00  
from Each Defendant.

So Said And filed this 20th day of  
September 2019

Angelito Merced

Angelito Mercedo  
Bartholomew County Jail  
543 2nd St  
Columbus, Ind 47201

# **EXHIBIT 3**

⑦

Angelito C. Mercado

Civil Penalty

v.

03D01 1909 PL 05441

PMG Corporation

ET. AL



motion for fee waiver

Comes now Plaintiff Angelito C. Mercado pleads to the Court And files a motion for fee waiver in the above stated Cause. So Said and filed this 19<sup>th</sup> day of September 2019

Angelito Mercado



③

### Affidavit of Indigency

I Angelito C. Mercado hereby swear under the penalty of perjury that I am an inmate at the Bartholomew County Jail, Am unemployed, have no income, owns no Bank accounts, no stocks or Bonds and owns nothing of value, and has no money in his Jail account and therefor is indigent. So Said and Sworn this 19<sup>th</sup> day of September 2019

Angelito Mercado

# **EXHIBIT 4**

STATE OF INDIANA        )     IN THE \_\_\_\_\_ COURT  
                              )  
COUNTY OF                )     CASE NO 03D01-1909-PL-5441

ANGELITO C. MERCADO  
Petitioner

v.

PMG CORPORATION #1  
Respondent. Unknown Employee #2

**ORDER ON FEE WAIVER**

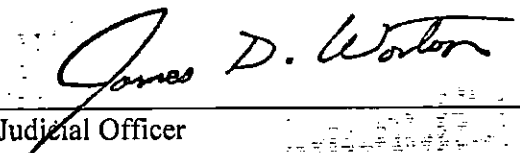
The Petitioner, has filed a Verified Motion for Fee Waiver, which the Court has read and finds should be granted.

**IT IS THEREFORE ORDERED** that Petitioner may file this case:

  X   without the pre-payment of any filing fees, costs, security, bond, or other expenses; or  
       upon the pre-payment of \$ \_\_\_\_\_ which is a portion of the filing fee set by statute. Such sum must be paid by the Petitioner to the Clerk within the next 20 days.

The Court will determine whether any or additional costs are to be paid at a preliminary or final hearing in this case.

September 25, 2019  
Date

  
Judicial Officer

Distribution:

ANGELITO C. MERCADO  
PMG CORPORATION #1  
UNKNOWN EMPLOYEE #2  
\_\_\_\_\_  
\_\_\_\_\_



# EXHIBIT 5

Plaintiff:

Superior Court 2

Civil Primary

Angelito C. Mercado

03D01 1909 PL 05441

543 2nd

Columbus, Ind 47201

Summons

XXX

Defendant:

PING Corporation

Unknown Employee

1751 ARCADIA DR.

Columbus, Ind 47201

Serve: PING Corporation

TO: Unknown Employee

1751 ARCADIA DR

Columbus, Ind 47201

Serve Summons on Behalf of Plaintiff: Angelito Mercado

543 2nd

SEP 25 2019

Jay Phelps

Columbus, Ind 47201

Plaintiff Angelito C. Mercado to All named Defendants.

You are hereby being sued in the Court named above. Failure to answer the Complaint in 30

days could result in Default Judgment against

you.

2/16

2-20-20

USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8390 9960 91

UNKNOWN EMPLOYEE  
C/O: PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712

Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441



# EXHIBIT 6

Plaintiff:

Superior Court 2

Civil Primary

Angelito C. Mercado  
543 2nd

03D01 1909 PL 05441

Columbus, Ind 47201

Summons  
XXX

Defendant:

PMG Corporation  
Unknown Employee  
1751 ARCADIA DR.  
Columbus, Ind 47201

Serve: PMG Corporation  
TO: Unknown Employee  
1751 ARCADIA DR  
Columbus, Ind 47201

Serve Summons on Behalf of Plaintiff: Angelito Mercado  
543 2nd

SEP 25 2019

*Jay Phelps*

Columbus, Ind 47201

Plaintiff Angelito C. Mercado to All named Defendants.  
you are hereby being Sued in the Court named  
above. failure to Answer the Complaint in 30  
days could result in Default Judgment against  
you.

*A. Me*

9.20.19

---

USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8390 9960 60

---

PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712

Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441

# **EXHIBIT 7**

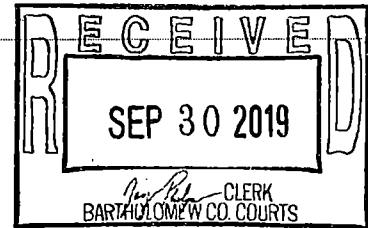




September 30, 2019

Dear BARTH CLERK:

03001-1909-PL-5441  
NO CURRENT HEARINGS



The following is in response to your request for proof of delivery on your item with the tracking number:  
9214 8901 9403 8390 9960 91.

#### Item Details

**Status:** Delivered, Left with Individual  
**Status Date / Time:** September 27, 2019, 2:30 pm  
**Location:** COLUMBUS, IN 47201  
**Postal Product:** First-Class Mail®  
**Extra Services:** Certified Mail™  
Return Receipt Electronic  
**Recipient Name:** UNKNOWN EMPLOYEE


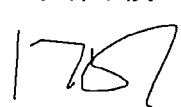
#### Shipment Details

**Weight:** 1.0oz

#### Destination Delivery Address

**Street Address:** 1751 ARCADIA DR  
**City, State ZIP Code:** COLUMBUS, IN 47201-8712

#### Recipient Signature

**Signature of Recipient:**   
**Address of Recipient:** 

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,  
United States Postal Service®  
475 L'Enfant Plaza SW  
Washington, D.C. 20260-0004

# EXHIBIT 8

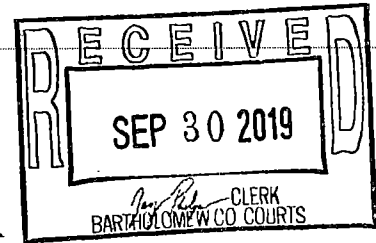


September 30, 2019

Dear BARTH CLERK:

03D01-1909-PL-5411

NO CURRENT HEARINGS.



The following is in response to your request for proof of delivery on your item with the tracking number:  
9214 8901 9403 8390 9960 60.

**Item Details**

**Status:** Delivered, Left with Individual  
**Status Date / Time:** September 27, 2019, 2:30 pm  
**Location:** COLUMBUS, IN 47201  
**Postal Product:** First-Class Mail®  
**Extra Services:** Certified Mail™  
 Return Receipt Electronic  
**Recipient Name:** PMG CORPORATION

**Shipment Details**


**Weight:** 1.0oz

**Destination Delivery Address**

**Street Address:** 1751 ARCADIA DR  
**City, State ZIP Code:** COLUMBUS, IN 47201-8712

**Recipient Signature**

Signature of Recipient:

  
 Michael Brown

Address of Recipient:



Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,  
 United States Postal Service®  
 475 L'Enfant Plaza SW  
 Washington, D.C. 20260-0004

# EXHIBIT 9

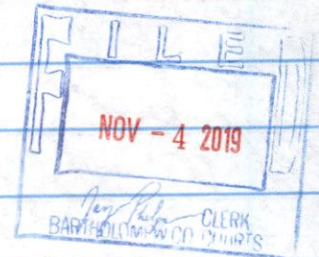


Angelito C. Mercado

03001-1909-PL-005441

V.

PMG Corporation  
ET. AL



Motion for Default Judgment

Comes now Plaintiff Angelito C. Mercado Pleads to the Court and files a motion for Default Judgment in Cause 03001-1909-PL-5441. The Defendants have failed to Answer the Plaintiffs Complaint within 30 days. Complaint was served September 25<sup>th</sup> 2019. Plaintiff request his Prayer for relief in the full amount be awarded in Plaintiffs favor. so said and filed this 31<sup>st</sup> day of October 2019

*Angelito C. Mercado*



# **EXHIBIT 10**



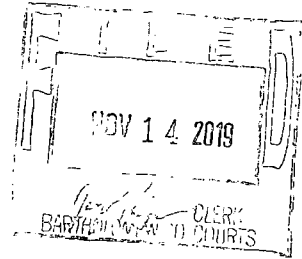
Angelito Mercado

03001-1909-P2-544

V,

PMG

ET AL

Motion for Default Judgment

Comes now plaintiff Angelito C. Mercado pleads to the Court  
And files a motion for Default Judgment in Cause 03001-1909-P2  
5441. Defendants have failed to answer the Complaint within 30  
Days as instructed in the summons. Plaintiff request judgment in  
favor of the plaintiff and awarded the full amount in relief, so  
said And filed this 10<sup>th</sup> day of November 2019

A handwritten signature, possibly "A. L.", in dark ink.



# **EXHIBIT 11**

STATE OF INDIANA       )  
                              ) SS: BARTHOLOMEW SUPERIOR COURT I  
BARTHOLOMEW COUNTY    ) CAUSE NO: 03D01-1909-PL-5441

ANGELITO C. MERCADO,  
Plaintiff,

VS

PMG CORPORATION  
UNKNOWN EMPLOYEE  
Defendant

**ORDER**

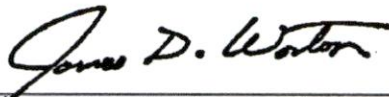
Plaintiff filed Motion for Default Judgment on November 14, 2019, against the Defendant.

The Court finds that the summons and service are not sufficient.

The Court finds that the summons is not clear if Plaintiff is serving PMG Corporation or an unknown individual at PMG Corporation or both. The Court finds that the summons filed with the Court is not legible.

IT IS THEREFORE ORDERED BY THE COURT that Plaintiff's Motion for Default Judgment is hereby denied.

SO ORDERED                     November 22, 2019                    

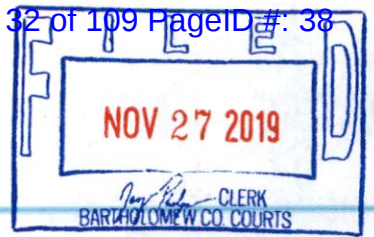
  
\_\_\_\_\_  
James D. Worton, Judge  
Bartholomew Superior Court I

Cc:

ANGELITO MECARDO

PMG CORPORATION  
UNKNOWN EMPLOYEE

# **EXHIBIT 12**



Notice to the Court

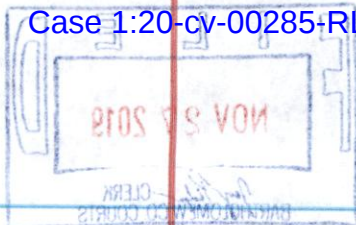
Comes now Plaintiff Angelito C. Mercado hereby gives notice to the Court of Change of Address on Cause numbers 03D01-1909-PL-5441 and Cause 03D01-1911-PL-06397 so Said And Submitted this 22nd day of November 2019

Plaintiff's new address:

*Angelito Mercado*

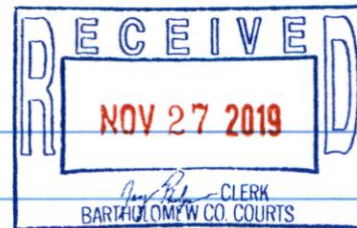
540 1<sup>ST</sup> street  
Columbus, Ind 47201





# EXHIBIT 13

Dear Clerk



Could you please send me the CASE SUMMARY  
Summary on Cause 03D01-1909-PL-5441 and  
Cause 03D01-1911-PL-6397 And Enter my  
new mailing Address AT WORK Release.

Thank you

Angelito Mercado

Angelito Mercado  
540 2<sup>St</sup>

Columbus, Ind 47201

Angelito Mercado

540 1st

Columbus, Ind

47201



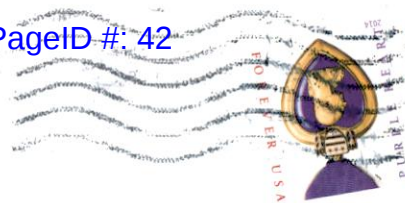
Superior Court 1 clerk

~~St~~ 234 Washington Street

Columbus, Ind

47201

47201-679699





Bartholomew County Court Services  
Community Corrections Center  
540 1<sup>st</sup> Street  
Columbus, IN 47201

THIS IDENTIFIES THIS CORRESPONDENCE HAVING  
BEEN MAILED BY A PARTICIPANT IN THE  
BARTHOLOMEW COUNTY  
COMMUNITY CORRECTIONS CENTER.

*"Warning"*

*Bartholomew County Court Services is not responsible for  
the contents of this correspondence.*

# **EXHIBIT 14**

Angelito C. Mercado

03D01-1909-PL-5441

V

PMG

ET. A1



Motion To Compel

Comes now Plaintiff Angelito C. Mercado pleads to the Court and files a motion to Compel the Defendants in Cause 03D01-1909-PL-5441 to Answer the Plaintiff's Complaint. The Defendants have failed to Answer the Complaint within 30 days as advised in the summons and under Indiana Rules of Civil procedure. A motion for Default Judgment was denied And the Plaintiff request the Court to order the Defense to Answer the Complaint. so said and filed this 5<sup>th</sup> day of December 2019

Angelito Mercado





Notice to Court

Comes now Plaintiff Angelito C. Mercado gives notice to the Court of An Address Change under Causes 03D01-1911-PL-6397 and 03D01-1909-PL-5441. the plaintiffs new Address is Bartholomew County Mens WORK release 540 2<sup>nd</sup> street Columbus, Ind 47201 so said and Submitted this 5<sup>th</sup> day of December 2019

Angelito C. Mercado

Angelito C. Mercado  
540 2<sup>nd</sup> street  
Columbus, Ind 47201

10/10/19

James has Plaintiff's Affidavit dated 10/10/19 to the Court of the United States District Court for the District of Columbia. The Affidavit states that James is a resident of the District of Columbia and is currently residing at 1000 14th Street, NW, Washington, DC 20004. James is currently unemployed and is seeking employment. James is currently residing with his mother, who is also unemployed and is seeking employment. James is currently residing with his mother, who is also unemployed and is seeking employment.

10/10/19

James is currently residing with his mother, who is also unemployed and is seeking employment. James is currently residing with his mother, who is also unemployed and is seeking employment. James is currently residing with his mother, who is also unemployed and is seeking employment.

# EXHIBIT 15



BARTHOLOMEW COUNTY CLERK  
P.O. Box 924 • 234 Washington St.  
Columbus, IN 47202-0924  
812-379-1600

CIRCUIT COURT – 812-379-1605  
SUPERIOR COURT 1 – 812-379-1623  
SUPERIOR COURT 2 – 812-379-1610  
Process Receipt and Return

PLAINTIFF Angelito C. Mercado	COURT CASE NUMBER 03D01-1909-PL-5441
DEFENDANT PMG Corporation	TYPE OF PROCESS Certified Mail
NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN PMG Corporation	
ADDRESS, (Street or County, House Number, City, State and Zip Code) 1751 Arcadia Dr Columbus, IN 47201	

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:

<p>SERVE TO</p> <p>_____</p> <p>_____</p>	SUMMONS	
	RULE TO SHOW CAUSE	
	OTHER	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

FOLD

FOLD

Attorney or other Originator requesting service on behalf of:

☐ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER

The State of Indiana to Defendant \_\_\_\_\_ You have been sued by the person(s) named "plaintiff", in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney within ☐ 20 days or ☐ 23 days commencing the day after you receive this summons, or judgment may be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated December 13 20 19

*Jay Phelps*  
Clerk, Bartholomew County Courts

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

Name and title of individual served (if not shown above)

Address (complete only if different than shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Date of Service Time ☐ am ☐ pm

Signature of sheriff or deputy

REMARKS:

☐ Further summons was sent by first class mail at the above address.

SPACE BELOW FOR USE OF CLERK OF THE COURT ONLY

CLERK'S RETURN FOR CERTIFIED MAIL

I hereby certify that I mailed a copy of the above indicated document to the defendant by certified mail, requesting a return receipt, addressed to said defendant at the address furnished by the plaintiff.

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts

I hereby certify that attached copy of return receipt was received, signed by the addressee ☐ or signed by another ☐ on \_\_\_\_\_ 20 \_\_\_\_\_

Certified mail returned unserved: unclaimed ☐ refused ☐ insufficient address ☐ or other ☐ reason \_\_\_\_\_

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts Form No. 8

☐ Clerk

☐ Attorney Notice

☐ Acknowledgement of Receipt

☐ Notice to Defendant



---

USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8302 4614 26

---

PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712

Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1910-PL-5441

# **EXHIBIT 16**

BARTHOLOMEW COUNTY CLERK  
P.O. Box 924 • 234 Washington St.  
Columbus, IN 47202-0924  
812-379-1600

CIRCUIT COURT – 812-379-1605  
SUPERIOR COURT 1 – 812-379-1623  
SUPERIOR COURT 2 – 812-379-1610  
Process Receipt and Return

PLAINTIFF Angelito C. Mercado		COURT CASE NUMBER 03D01-1909-PL-5441	
DEFENDANT Unknown Employee		TYPE OF PROCESS Certified Mail	
	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Unknown Employee c/o PMG		
	ADDRESS, (Street or County, House Number, City, State and Zip Code) 1751 Arcadia Dr Columbus, IN 47201		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:		SUMMONS	
		RULE TO SHOW CAUSE	
		OTHER	
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):			
FOLD		FOLD	

Attorney or other Originator requesting service on behalf of:

☐ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER

The State of Indiana to Defendant \_\_\_\_\_ You have been sued by the person(s) named "plaintiff", in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney within ☐ 20 days or ☐ 23 days commencing the day after you receive this summons, or judgment may be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated December 13 20 19

*Jay Phelps*  
Clerk, Bartholomew County Courts

**SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE**

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

Name and title of individual served (if not shown above)

Address (complete only if different than shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Date of Service \_\_\_\_\_ Time \_\_\_\_\_ ☐ am ☐ pm

Signature of sheriff or deputy

REMARKS:

☐ Further summons was sent by first class mail at the above address.

**SPACE BELOW FOR USE OF CLERK OF THE COURT ONLY**

**CLERK'S RETURN FOR CERTIFIED MAIL**

I hereby certify that I mailed a copy of the above indicated document to the defendant by certified mail, requesting a return receipt, addressed to said defendant at the address furnished by the plaintiff.

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts

I hereby certify that attached copy of return receipt was received, signed by the addressee ☐ or signed by another ☐ on \_\_\_\_\_ 20 \_\_\_\_\_

Certified mail returned unserved: unclaimed ☐ refused ☐ insufficient address ☐ or other ☐ reason \_\_\_\_\_

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts Form No. 8

☐ Clerk

☐ Attorney Notice

☐ Acknowledgement of Receipt

☐ Notice to Defendant

---

USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8302 4614 88

---

UNKNOWN EMPLOYEE  
C/O: PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712

Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441



# **EXHIBIT 17**

STATE OF INDIANA            )  
                                  ) SS:       BARTHOLOMEW SUPERIOR COURT I  
BARTHOLOMEW COUNTY        )       CAUSE NO: 03D01-1909-PL-5441

ANGELITO C. MERCADO,  
Plaintiff

vs.

PMG CORPORATION and  
UNKNOWN EMPLOYEE,  
Defendant

**ORDER**

Comes now the Court and finds that Plaintiff, Angelito C. Mercado filed a Complaint against the Defendant's PMG Corporation and Unknown Employee on September 23, 2019.

The Court finds that if the Defendant(s) fail to answer this Complaint then the Court may enter a default judgment against them without further hearing.

SO ORDERED December 16, 2019.

  
\_\_\_\_\_  
JAMES D. WORTON, Judge  
Bartholomew Superior Court I

cc:

ANGELITO MECARDO

PMG CORPORATION  
UNKNOWN EMPLOYEE

# **EXHIBIT 18**

Process Receipt and Return

PLAINTIFF	<i>Angelito C. Mercado</i>	COURT CASE NUMBER	<i>03D01-1909-PL-5441</i>
DEFENDANT	<i>PMG Corporation</i>	TYPE OF PROCESS	<i>Post Mail</i> ✓
SERVE TO	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN		
	ADDRESS, (Street or County, House Number, City, State and Zip Code)		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:		SUMMONS	<i>X</i>
		RULE TO SHOW CAUSE	
		OTHER	<i>X Order</i>

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

FOLD

FOLD

Attorney or other Originator requesting service on behalf of:	<input type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER	
---	--	------------------	--

The State of Indiana to Defendant \_\_\_\_\_ You have been sued by the person(s) named "plaintiff", in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney within ☐ 20 days or ☐ 23 days commencing the day after you receive this summons, or judgment may be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated *Dec 17* 20 *19*

*Jay Phelps*  
Clerk, Bartholomew County Courts

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks"; the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.		
Address (complete only if different than shown above)			
	Date of Service	Time	am pm
	Signature of sheriff or deputy		
REMARKS:	<input type="checkbox"/> Further summons was sent by first class mail at the above address.		

SPACE BELOW FOR USE OF CLERK OF THE COURT ONLY

CLERK'S RETURN FOR CERTIFIED MAIL

I hereby certify that I mailed a copy of the above indicated document to the defendant by certified mail, requesting a return receipt, addressed to said defendant at the address furnished by the plaintiff.

Dated \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_  
Clerk, Bartholomew County Courts

I hereby certify that attached copy of return receipt was received, signed by the addressee ☐ or signed by another ☐ on \_\_\_\_\_ 20 \_\_\_\_\_

Certified mail returned unserved: unclaimed ☐ refused ☐ insufficient address ☐ or other ☐ reason \_\_\_\_\_

Dated \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_  
Clerk, Bartholomew County Courts Form No. 8



USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8302 6190 49

PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201

Username: Bartholomew County Clerk (barthclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441

Postage: \$5.6000

STATE OF INDIANA            )  
                                  ) SS: BARTHOLOMEW SUPERIOR COURT I  
BARTHOLOMEW COUNTY        )  
                                  ) CAUSE NO: 03D01-1909-PL-5441

ANGELITO C. MERCADO,  
Plaintiff

vs.

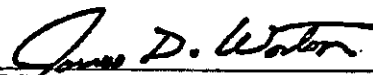
PMG CORPORATION and  
UNKNOWN EMPLOYEE,  
Defendant

**ORDER**

Comes now the Court and finds that Plaintiff, Angelito C. Mercado filed a Complaint against the Defendant's PMG Corporation and Unknown Employee on September 23, 2019..

The Court finds that if the Defendant(s) fail to answer this Complaint then the Court may enter a default judgment against them without further hearing.

SO ORDERED December 16, 2019.

  
\_\_\_\_\_  
JAMES D. WORTON, Judge  
Bartholomew Superior Court I

cc:

ANGELITO MECARDO

PMG CORPORATION  
UNKNOWN EMPLOYEE

U

Superior Court 2

Complaint

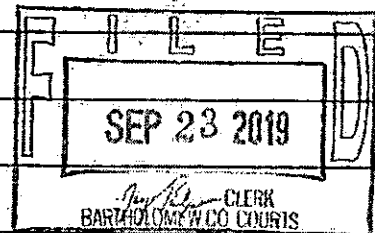
Angelito C. Meccado

v.

03D01 1909 PL 05441

PMG Corporation, #1

unknown Employee #2



Complaint

Parties -

Plaintiff Angelito C. Meccado is A resident of Indiana and resides at the Bartholomew County Jail 543 2nd St. Columbus, Ind. 47201

Defendant PMG Corporation is A Business Entity located at 1751 Arcadia Drive Columbus Indiana 47201 And the unknown Employee is Employed By PMG Corporation.

## STATEMENT OF CLAIM

②

Plaintiff Angelita C. Merced brings this

Suit against the FMS Corporation for wrongful Termination and Violation of the plaintiff's Constitutional Rights. On or about August 27, 2019 this plaintiff was on his second day of employment at FMS, the plaintiff forgot his time card to clock in and out and

notified the Team leader on 3rd shift and the plaintiff was informed by the Team leader that he would manually clock the plaintiff in and out himself. The next day the plaintiff showed up for work the Team leader told the plaintiff he was fired because he clocked out 10 minutes early which was not possible because the plaintiff never had his time card to clock in or out. The plaintiff had befriended another African American Teenager named Shantarius Davis who on that day did clock out 10 minutes early and this plaintiff believes the Team leader assumed that the plaintiff also left 10 minutes early because he was a friend to Mr. Davis and hung out with Mr. Davis at work on the day of August 2019 the plaintiff attended orientation and if



PMG staff that the Policy at PMG was if you clocked out early you would receive a half point and when you reached 3 points your employment would be terminated. So even if the Plaintiff had his time card to clock out and he did clock out 10 minutes early he should of only received a half but instead the Plaintiff and me Davis were both fired for clocking out early. PMG wrongfully terminated the Plaintiff and discriminated against the Plaintiff because he is African American and allowed employees who were Caucasian who have clocked out early to remain employed. PMG is responsible for the violation of the Plaintiff's rights and liable for damages to the Plaintiff because the employee or employees who wrongfully terminated the Plaintiff are employed by PMG and represent the PMG Corporation. PMG refused to give the name of the crew leader that fired the Plaintiff when a complaint was attempted to be made against the crew leader who the Plaintiff has made a defendant in this suit and named "unknown employee".

(9)

Plaintiff Charges PMG Corporation and the unknown name of the Employee who is the 3rd shift crew leader of plant #2 with the following claims.

Count 1 - wrongful Termination

Count 2 - Deliberate Indifference

Count 3 - Violation of Equal Protection law

Count 4 - Violation of the Fair Labor Standards Act.

All Claims Causing Injury By loss of liberty Emotional Distress, mental Anguish.

Plaintiff is suing for violation of federal law

Plaintiff MAKES A Jury trial Demand

⑤

Prayer for Relief

Plaintiff request the Amount of \$100,000 from each Defendant.

So said and filed this 20th day of September 2019.

Angelito Merced

Angelito Merced  
Batholomew County Jail  
543 2nd St  
Columbus, Ind 47201

# EXHIBIT 19



Process Receipt and Return

Case 1:20-cv-00285-RLY-MJD Document 1-1 Filed 01/24/20 Page 61 of 109 PageID #: 67

PLAINTIFF	Angelito C. Mercado		COURT CASE NUMBER	03D01-1909-PL-3441	
DEFENDANT	Unknown Employee		TYPE OF PROCESS	Cert Mail	
SERVE TO	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN				
	Unknown Employee c/o PNC Corporation				
	ADDRESS, (Street or County, House Number, City, State and Zip Code)				
	1751 Acadia Dr, Col, IN 47201				
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:			SUMMONS		X
			RULE TO SHOW CAUSE		
			OTHER		X Order
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):					
FOLD					

Attorney or other Originator requesting service on behalf of:	<input type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER	
---	--	------------------	--

The State of Indiana to Defendant \_\_\_\_\_ You have been sued by the person(s) named "plaintiff", in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney within ☐ 20 days or ☐ 23 days commencing the day after you receive this summons, or judgment may be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated 12/17 2019

*Jay Phelps*  
Clerk, Bartholomew County Courts

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

<input type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)			
Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.		
Address (complete only if different than shown above)			
	Date of Service	Time	am pm
	Signature of sheriff or deputy		
REMARKS:	<input type="checkbox"/> Further summons was sent by first class mail at the above address.		

SPACE BELOW FOR USE OF CLERK OF THE COURT ONLY

CLERK'S RETURN FOR CERTIFIED MAIL

I hereby certify that I mailed a copy of the above indicated document to the defendant by certified mail, requesting a return receipt, addressed to said defendant at the address furnished by the plaintiff.

Dated \_\_\_\_\_ 20\_\_\_\_

Clerk, Bartholomew County Courts

I hereby certify that attached copy of return receipt was received, signed by the addressee ☐ or signed by another ☐ on \_\_\_\_\_ 20\_\_\_\_

Certified mail returned unserved: unclaimed ☐ refused ☐ insufficient address ☐ or other ☐ reason \_\_\_\_\_

Dated \_\_\_\_\_ 20\_\_\_\_

Clerk, Bartholomew County Courts Form No. 8

USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8302 6197 66

UNKNOWN EMPLOYEE C/O PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712

Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441

STATE OF INDIANA            )  
                                  ) SS: BARTHOLOMEW SUPERIOR COURT I  
BARTHOLOMEW COUNTY        ) CAUSE NO: 03D01-1909-PL-5441

ANGELITO C. MERCADO,  
Plaintiff

vs.

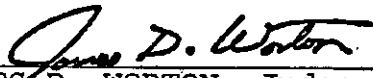
PMG CORPORATION and  
UNKNOWN EMPLOYEE,  
Defendant

**ORDER**

Comes now the Court and finds that Plaintiff, Angelito C. Mercado filed a Complaint against the Defendant's PMG Corporation and Unknown Employee on September 23, 2019.

The Court finds that if the Defendant(s) fail to answer this Complaint then the Court may enter a default judgment against them without further hearing.

SO ORDERED December 16, 2019.

  
\_\_\_\_\_  
JAMES D. WORTON, Judge  
Bartholomew Superior Court I

cc:

ANGELITO MECARDO

PMG CORPORATION  
UNKNOWN EMPLOYEE

Superior Court 2

Cumulative

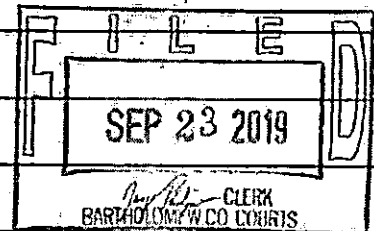
Angelito C. Meccado

v.

03D01 1909 PL 05441

PMG Corporation, #1

unknown Employee #2



### COMPLAINT

#### PARTIES -

Plaintiff Angelito C. Meccado is A resident of Indiana and resides at the Bartholomew County Jail 543 2nd St. Columbus, Ind 47201

Defendant PMG Corporation is A Business Entity located at 1751 Arcadia Drive Columbus Indiana 47201 And the unknown Employee is Employed By PMG Corporation.



(2)

## STATEMENT of CLAIM

Plaintiff Angelito C. Mercado brings this suit against the PMG Corporation for wrongful Termination And Violation of the plaintiff's Constitutional Rights. On or about August 27<sup>th</sup> 2019 this plaintiff was on his second day of Employment At PMG. the plaintiff forgot his time Card to clock in and out And notified the Team leader on 3<sup>rd</sup> shift And the plaintiff was informed By the Team leader that he would manually clock the Plaintiff in And out himself. the next Day the plaintiff showed up for work the Team leader Told the plaintiff he was fired Because he clocked out 10 minutes early which was not possible Because the plaintiff never had his time Card to clock in or out. the Plaintiff had befriended Another African American Teenager named Shantavious Davis who on that Day did clock out 10 minutes early And this plaintiff Believes the Team leader Assumed that the plaintiff Also left 10 minutes early Because he was a friend to Mr. Davis And hung out with Mr. Davis at work. On the 28<sup>th</sup> of August 2019 the plaintiff attended orientation And it was explained to the Plaintiff by

(3)

PMB staff that the Policy at PMB was if you clocked out early you would receive a half point and when you reached 3 points your employment would be terminated. So even if the Plaintiff had his time card to clock out and he did clock out 10 minutes early he should of only received a half. But instead the Plaintiff and Mr. Davis were both fired for clocking out early. PMB wrongfully terminated the Plaintiff and discriminated against the Plaintiff because he is African American and allowed employees who were Caucasian who have clocked out early to remain employed. PMB is responsible for the violation of the Plaintiff's rights and liable for damages to the Plaintiff because the employee or employees who wrongfully terminated the Plaintiff are employed by PMB and represent the PMB Corporation. PMB refused to give the name of the crew leader that fired the Plaintiff when a complaint was attempted to be made against the crew leader, who the Plaintiff has made a defendant in this suit and named "Unknown Employee".

(9)

Plaintiff Charges PNG Corporation and the unknown name of the Employee who is the 3rd shift crew leader of plant #2 with the following claims.

Count 1 - wrongful Termination

Count 2 - Deliberate Indifference

Count 3 - Violation of Equal Protection law

Count 4 - Violation of the Fair Labor Standards Act.

All Claims Causing Injury By loss of liberty Emotional Distress, mental Anguish.

Plaintiff is suing for violation of federal law

Plaintiff makes a Jury trial Demand

(5)

## Prayer for Relief

Plaintiff request the Amount of \$100,000  
from Each Defendant.

So Said And filed this 20th day of  
September 2019

Angelita Mercado

Angelita Mercado  
Bartholomew County Jail  
543 2nd St  
Columbus, Ind 47201



# **EXHIBIT 20**

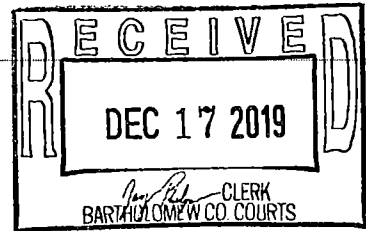


December 17, 2019

Dear BARTH CLERK:

03D01-1909-PL-5441

NO CURRENT HEMMINGGS



The following is in response to your request for proof of delivery on your item with the tracking number: 9214 8901 9403 8302 4614 88.

#### Item Details

**Status:** Delivered, Left with Individual  
**Status Date / Time:** December 16, 2019, 3:43 pm  
**Location:** COLUMBUS, IN 47201  
**Postal Product:** First-Class Mail®  
**Extra Services:** Certified Mail™  
Return Receipt Electronic  
**Recipient Name:** UNKNOWN EMPLOYEE

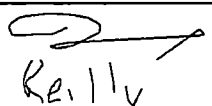
#### Shipment Details

**Weight:** 1.0oz

#### Destination Delivery Address

**Street Address:** 1751 ARCADIA DR  
**City, State ZIP Code:** COLUMBUS, IN 47201-8712

#### Recipient Signature

Signature of Recipient:	
Address of Recipient:	1751 ARCADIA DR COLUMBUS, IN 47201

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,  
United States Postal Service®  
475 L'Enfant Plaza SW  
Washington, D.C. 20260-0004

# **EXHIBIT 21**

Plaintiff -

Superior

03D01-1909-PL-5441

Angelito C. Mercado

Defendant

PMG Corporation #1

FILED  
DEC 19 2019

Summons

xxx

IN OPEN COURT  
BARTHOLOMEW SUPERIOR CT NO.1

SERVE: PMG Corporation

TO: 1751 ARCADIA DR.

Columbus, Indiana 47201

Send Copy of Notice of Service TO:

Angelito C. Mercado

540 2<sup>ST</sup>

Columbus, Ind 47201

Serve Summons on Behalf of Plaintiff Angelito Mercado

TO Defendant PMG Corporation you are hereby Being Sued in the Court named above. Failure to Answer the Complaint in 30 days could result in Default Judgment against you

12-16-19

AK





STATE OF INDIANA            )  
                                  ) SS:  
BARTHOLOMEW COUNTY        ) CAUSE NO: 03D01-1909-PL-5441

ANGELITO C. MERCADO,  
Plaintiff,

VS

PMG CORPORATION  
UNKNOWN EMPLOYEE  
Defendant

**ORDER**

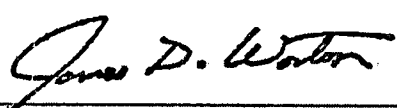
Plaintiff filed Motion for Default Judgment on November 14, 2019, against the Defendant.

The Court finds that the summons and service are not sufficient.

The Court finds that the summons is not clear if Plaintiff is serving PMG Corporation or an unknown individual at PMG Corporation or both. The Court finds that the summons filed with the Court is not legible.

IT IS THEREFORE ORDERED BY THE COURT that Plaintiff's Motion for Default Judgment is hereby denied.

SO ORDERED November 22, 2019

  
\_\_\_\_\_  
James D. Worton, Judge  
Bartholomew Superior Court I

Cc:

ANGELITO MECARDO

PMG CORPORATION  
UNKNOWN EMPLOYEE



# **EXHIBIT 22**



Process Receipt and Return

PLAINTIFF <u>Angelito C. Mercado</u>	COURT CASE NUMBER <u>03D01-1909-PL-5441</u>
DEFENDANT <del>Angelito C. Mercado</del> <u>Unknown Employee #2</u>	TYPE OF PROCESS <u>Certified mail</u>
NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN <del>Angelito C. Mercado</del> <u>Unknown Employee Defendant #2</u>	
ADDRESS, (Street or County, House Number, City, State and Zip Code) <u>1751 ARCADIA DR. Columbus, Ind 47201</u>	
SERVE TO	
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:	
<u>Angelito Mercado</u> <u>540 2<sup>nd</sup> STREET</u> <u>Columbus, Ind 47201</u>	
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):	
FOLD	

Attorney or other Originator requesting service on behalf of: <u>Angelito Mercado</u>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER
--	---	------------------

The State of Indiana to Defendant Angelito C. Mercado ~~Angelito C. Mercado~~ Unknown Employee #2 You have been sued by the person(s) named "plaintiff", in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney within ☒ 20 days or ☐ 23 days commencing the day after you receive this summons, or judgment may be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated 12-16-19 20 19

Jay Phelps  
Clerk, Bartholomew County Courts

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE	
I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.	
<input type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)	
Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service Time am pm
	Signature of sheriff or deputy
REMARKS:	<input type="checkbox"/> Further summons was sent by first class mail at the above address.

SPACE BELOW FOR USE OF CLERK OF THE COURT ONLY

CLERK'S RETURN FOR CERTIFIED MAIL

I hereby certify that I mailed a copy of the above indicated document to the defendant by certified mail, requesting a return receipt, addressed to said defendant at the address furnished by the plaintiff.

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts

I hereby certify that attached copy of return receipt was received, signed by the addressee ☐ or signed by another ☐ on \_\_\_\_\_ 20 \_\_\_\_\_

Certified mail returned unserved: unclaimed ☐ refused ☐ insufficient address ☐ or other ☐ reason \_\_\_\_\_

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts Form No. 8



USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8302 9376 79

UNKNOWN EMPLOYEE DEFENDANT #2  
C/O: PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712

Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441

Postage: \$5.6000

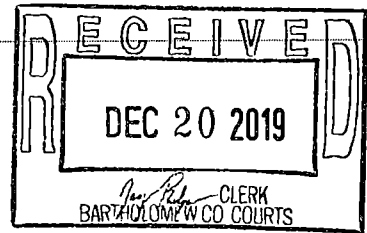
# **EXHIBIT 23**



December 20, 2019

Dear BARTH CLERK:

03D01-1909-PL-5441  
No Current Hearings



The following is in response to your request for proof of delivery on your item with the tracking number:  
9214 8901 9403 8302 6190 49.

#### Item Details

**Status:** Delivered, Left with Individual  
**Status Date / Time:** December 19, 2019, 3:51 pm  
**Location:** COLUMBUS, IN 47201  
**Postal Product:** First-Class Mail®  
**Extra Services:** Certified Mail™  
Return Receipt Electronic  
**Recipient Name:** PMG CORPORATION

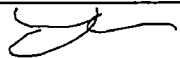
#### Shipment Details

**Weight:** 1.0oz

#### Destination Delivery Address

**Street Address:** 1751 ARCADIA DR  
**City, State ZIP Code:** COLUMBUS, IN 47201-8712

#### Recipient Signature

Signature of Recipient:	 J. DOWLER
Address of Recipient:	1751 Arcadia, Columbus, IN 47201

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,  
United States Postal Service®  
475 L'Enfant Plaza SW  
Washington, D.C. 20260-0004



# **EXHIBIT 24**

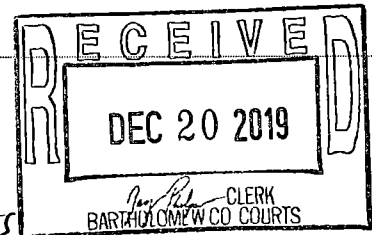


December 20, 2019

Dear BARTH CLERK:

63D01-1909-PL-5441

NO CURRENT HEARINGS



The following is in response to your request for proof of delivery on your item with the tracking number:  
**9214 8901 9403 8302 6197 66.**

**Item Details**

**Status:** Delivered, Left with Individual  
**Status Date / Time:** December 19, 2019, 3:51 pm  
**Location:** COLUMBUS, IN 47201  
**Postal Product:** First-Class Mail®  
**Extra Services:** Certified Mail™  
 Return Receipt Electronic  
**Recipient Name:** UNKNOWN EMPLOYEE C O PMG CORPORATION

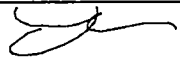
**Shipment Details**

**Weight:** 1.0oz

**Destination Delivery Address**

**Street Address:** 1751 ARCADIA DR  
**City, State ZIP Code:** COLUMBUS, IN 47201-8712

**Recipient Signature**

Signature of Recipient:	 A. DOWNTON
Address of Recipient:	1751 Arcadia Dr Columbus IN 47201

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,  
 United States Postal Service®  
 475 L'Enfant Plaza SW  
 Washington, D.C. 20260-0004

# **EXHIBIT 25**

First Call Staffing  
8733 Founders Road  
Indianapolis, IN 46268  
317-802-1094



Bartholomew County Superior Court 1  
P.O. Box 924  
234 Washington Street  
Columbus, IN 47202-0924  
812-379-1600

To whom it may concern,

12-18-2019

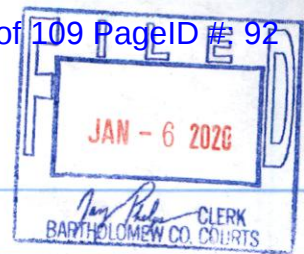
First Call has received from their customer PMG information regarding Court Case Number 03D01-1909-PL-5441. Angelito C. Mercado's complaint with his employer should be First Call Staffing. First Call Staffing was his employer during his time worked at PMG. PMG did not employ directly or pay Mr. Mercado. If there are any questions please feel free to reach out to me at any time.

Thank you.

Jennifer Bosler  
V.P. Operations

# **EXHIBIT 26**

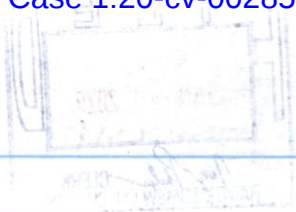




Notice TO the COURT

Comes now Plaintiff Angelito C. Mercado gives notice TO the COURT for change of Address under Cause 03D01-1911-PL-6397 And 03D01-1909-PL-5441 the Plaintiffs new address is Bartholomew County Jail 543 2nd Street Columbus, Ind 47201. So said And Submitted this 2nd day of January 2020.

Angelito Mercado



# **EXHIBIT 27**



Angelito C. Mercado

03D01-1909-PL-5441

v.

PMG #1

Unknown Employee #2



Motion for Default Judgment

Comes now plaintiff Angelito C. Mercado pleads to the COURT and files a motion for default judgment in Cause 03D01-1909-PL-5441. Both Plaintiffs PMG and the unknown name of the Employee of PMG have failed to obey the order of the COURT and answer the Complaint. It is now going into the 4<sup>th</sup> month that the Defendants have failed to answer the Complaint, Plaintiff request an order for Default Judgment in favor of the Plaintiff be entered for the full amount requested in the prayer for relief. so said and filed this 2nd day of January 2020.

Angelito Mercado





# EXHIBIT 28

STATE OF INDIANA            )  
                                  ) SS:       BARTHOLOMEW SUPERIOR COURT I  
BARTHOLOMEW COUNTY        )       CAUSE NO: 03D01-1909-PL-5441

ANGELITO C. MERCADO,  
Plaintiff

vs

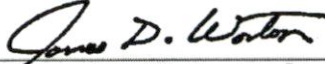
PMG CORPORATION and  
UNKNOWN EMPLOYEE,  
Defendant

**ORDER**

Comes now the Court and finds that the Court received a letter form First Call Staffing on December 23, 2019.

The Court being duly advised cannot take action on the basis of a letter. All filings must follow the Indiana Trial Rules. The fact that the Plaintiff worked for a temp agency may or may not have effect on whether or not he can file suit against PMG. This letter does not suffice as an answer under the trial rules. Defendant should contact legal counsel in this matter.

SO ORDERED **January 6, 2020**

  
\_\_\_\_\_  
JAMES D. WORTON, Judge  
Bartholomew Superior Court I

CC:

FIRST CALL STAFFING

PMG

UNKNOWN EMPLOYEE WITH PMG

ANGELITO C. MERCADO

# **EXHIBIT 29**

STATE OF INDIANA       )  
                              ) SS:       BARTHOLOMEW SUPERIOR COURT I  
BARTHOLOMEW COUNTY    )       CAUSE NO: 03D01-1909-PL-5441

ANGELITO C. MERCADO,  
    Petitioner

vs.

PMG #1  
UNKNOWN EMPLOYEE,  
    Defendants

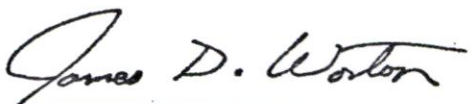
**ORDER**

Comes now the Court and finds that the Petitioner, Angelito c. Mercado filed a Motion for Default Judgment on January 6, 2020.

The Court being duly advised now sets this matter for hearing on the 9<sup>th</sup> day of March, 2020 at 1:30 P.M.

SO ORDERED

1/17/2020

  
\_\_\_\_\_  
JAMES D. WORTON, Judge  
Bartholomew Superior Court I



CC:

FIRST CALL STAFFING

PMG

UNKNOWN EMPLOYEE WITH PMG

ANGELITO C. MERCADO  
C/O BCJ

# **EXHIBIT 30**

BARTHOLOMEW COUNTY CLERK  
P.O. Box 924 • 234 Washington St.  
Columbus, IN 47202-0924  
812-379-1600

CIRCUIT COURT – 812-379-1605  
SUPERIOR COURT 1 – 812-379-1623  
SUPERIOR COURT 2 – 812-379-1610  
Process Receipt and Return

PLAINTIFF Angelito C. Mercado		COURT CASE NUMBER 03D01-1909-PL-5441	
DEFENDANT PMG Corporation, Unknown Employee		TYPE OF PROCESS Certified Mail	
SERVE TO	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN PMG Corporation		
	ADDRESS, (Street or County, House Number, City, State and Zip Code) 1751 Arcadia Dr Columbus, IN 47201		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:		SUMMONS	
		RULE TO SHOW CAUSE	
		OTHER	
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):			
FOLD		FOLD	

Attorney or other Originator requesting service on behalf of:

☐ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER

The State of Indiana to Defendant \_\_\_\_\_ You have been sued by the person(s) named "plaintiff", in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney within ☐ 20 days or ☐ 23 days commencing the day after you receive this summons, or judgment may be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

Dated January 7 20 20

*Jay Phelps*  
Clerk, Bartholomew County Courts

**SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE**

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

Name and title of individual served (if not shown above)

Address (complete only if different than shown above)

☐ A person of suitable age and discretion then residing in the defendant's usual place of abode.

Date of Service Time ☐ am ☐ pm

Signature of sheriff or deputy

REMARKS:

☐ Further summons was sent by first class mail at the above address.

**SPACE BELOW FOR USE OF CLERK OF THE COURT ONLY**

**CLERK'S RETURN FOR CERTIFIED MAIL**

I hereby certify that I mailed a copy of the above indicated document to the defendant by certified mail, requesting a return receipt, addressed to said defendant at the address furnished by the plaintiff.

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts

I hereby certify that attached copy of return receipt was received, signed by the addressee ☐ or signed by another ☐ on \_\_\_\_\_ 20 \_\_\_\_\_

Certified mail returned unserved: unclaimed ☐ refused ☐ insufficient address ☐ or other ☐ reason \_\_\_\_\_

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts Form No. 8

☐ Clerk

☐ Attorney Notice

☐ Acknowledgement of Receipt

☐ Notice to Defendant

---

USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8303 6588 87

---

PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712


Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441

# **EXHIBIT 31**



BARTHOLOMEW COUNTY CLERK  
P.O. Box 924 • 234 Washington St.  
Columbus, IN 47202-0924  
812-379-1600

CIRCUIT COURT – 812-379-1605  
SUPERIOR COURT 1 – 812-379-1623  
SUPERIOR COURT 2 – 812-379-1610  
Process Receipt and Return

PLAINTIFF Angelito C. Mercado		COURT CASE NUMBER 03D01-1909-PL-5441
DEFENDANT PMG Corporation, Unknown Employee		TYPE OF PROCESS Certified Mail
<b>SERVE</b>  <b>TO</b>	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Unknown Employee c/o PMG Corporation	
	ADDRESS, (Street or County, House Number, City, State and Zip Code) 1751 Arcadia Dr Columbus, IN 47201	
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:  _____		SUMMONS
		RULE TO SHOW CAUSE
		OTHER
SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):  _____		
FOLD		FOLD

Attorney or other Originator requesting service on behalf of:	<input type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER
---	--	------------------

The State of Indiana to Defendant \_\_\_\_\_ You have been sued by the person(s) named "plaintiff", in the court stated above.  
The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which plaintiff has made and wants from you.  
You must answer the complaint in writing, by you or your attorney within ☐ 20 days or ☐ 23 days commencing the day after you receive this summons, or judgment may be entered against you for what the plaintiff has demanded.  
If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.  
Dated January 7 20 20

*Jay Phelps*  
Clerk, Bartholomew County Courts

**SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE**

I hereby certify and return that I <input type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.	
<input type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)	
Name and title of individual served (if not shown above)	<input type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.
Address (complete only if different than shown above)	Date of Service _____ Time _____ <input type="checkbox"/> am <input type="checkbox"/> pm
	Signature of sheriff or deputy _____
REMARKS	<input type="checkbox"/> Further summons was sent by first class mail at the above address.

**SPACE BELOW FOR USE OF CLERK OF THE COURT ONLY**

**CLERK'S RETURN FOR CERTIFIED MAIL**

I hereby certify that I mailed a copy of the above indicated document to the defendant by certified mail, requesting a return receipt, addressed to said defendant at the address furnished by the plaintiff.

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts

I hereby certify that attached copy of return receipt was received, signed by the addressee ☐ or signed by another ☐ on \_\_\_\_\_ 20 \_\_\_\_\_

Certified mail returned unserved: unclaimed ☐ refused ☐ insufficient address ☐ or other ☐ reason \_\_\_\_\_

Dated \_\_\_\_\_ 20 \_\_\_\_\_

Clerk, Bartholomew County Courts Form No. 8

☐ Clerk

☐ Attorney Notice

☐ Acknowledgement of Receipt

☐ Notice to Defendant

---

USPS CERTIFIED MAIL

Bartholomew County Indiana  
234 Washington St Ste 105  
Columbus, IN 47201



9214 8901 9403 8303 6589 62

---

UNKNOWN EMPLOYEE  
C/O: PMG CORPORATION  
1751 ARCADIA DR  
COLUMBUS IN 47201-8712

Username: Bartholomew County Clerk (barthcoclerk@bartholomew.in.gov)  
Return Ref#: 03D01-1909-PL-5441

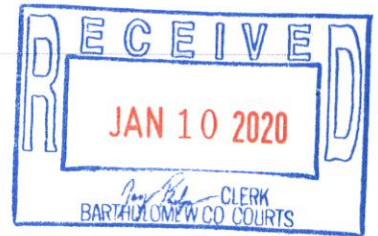
# **EXHIBIT 32**



January 10, 2020

Dear BARTH CLERK:

03D01-1909-PL-5441  
3/9/20 Hearing



The following is in response to your request for proof of delivery on your item with the tracking number:  
9214 8901 9403 8303 6588 87.

#### Item Details

Status: Delivered, Left with Individual  
Status Date / Time: January 9, 2020, 2:35 pm  
Location: COLUMBUS, IN 47201  
Postal Product: First-Class Mail®  
Extra Services: Certified Mail™  
Return Receipt Electronic  
Recipient Name: PMG CORPORATION

#### Shipment Details

Weight: 1.0oz

#### Destination Delivery Address

Street Address: 1751 ARCADIA DR  
City, State ZIP Code: COLUMBUS, IN 47201-8712

#### Recipient Signature

Signature of Recipient:

Jennifer M. Heston

Address of Recipient:

1751 Arcadia Dr  
Columbus IN 47201

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,  
United States Postal Service®  
475 L'Enfant Plaza SW  
Washington, D.C. 20260-0004

# **EXHIBIT 33**





January 10, 2020

Dear BARTH CLERK:

03D01-1909-PL-5441  
3/9/20 Hearing



The following is in response to your request for proof of delivery on your item with the tracking number:  
9214 8901 9403 8303 6589 62.

#### Item Details

**Status:** Delivered, Left with Individual  
**Status Date / Time:** January 9, 2020, 2:35 pm  
**Location:** COLUMBUS, IN 47201  
**Postal Product:** First-Class Mail®  
**Extra Services:** Certified Mail™  
Return Receipt Electronic  
**Recipient Name:** UNKNOWN EMPLOYEE

#### Shipment Details

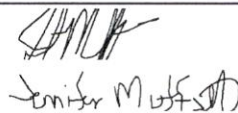
**Weight:** 1.0oz

#### Destination Delivery Address

**Street Address:** 1751 ARCADIA DR  
**City, State ZIP Code:** COLUMBUS, IN 47201-8712

#### Recipient Signature

Signature of Recipient:

  
Jennifer M. Heston

Address of Recipient:

1751 Arcadia  
Columbus IN 47201

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

Thank you for selecting the United States Postal Service® for your mailing needs. If you require additional assistance, please contact your local Post Office™ or a Postal representative at 1-800-222-1811.

Sincerely,  
United States Postal Service®  
475 L'Enfant Plaza SW  
Washington, D.C. 20260-0004

# **EXHIBIT 34**

STATE OF INDIANA	)	BARTHOLOMEW SUPERIOR COURT I
	) SS:	
COUNTY OF BARTHOLOMEW	)	CAUSE NO. 03D01-1909-PL-5441
ANGELITO C. MERCADO,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
PMG CORPORATION	)	
UNKNOWN EMPLOYEE,	)	
	)	
Defendants.	)	

**NOTICE OF FILING NOTICE OF REMOVAL**

Defendants, PMG Indiana LLC, misidentified in the Complaint as PMG Corporation, and Unknown Employee of PMG, by counsel, respectfully notify this Court that on January 24, 2020, they filed in the United States District Court for the Southern District of Indiana, Indianapolis Division, a Notice of Removal of the above-captioned cause of action. Pursuant to 28 U.S.C. § 1446(d), this Court shall take no further action in this matter unless and until this matter is remanded. A copy of the Notice of Removal, together with exhibits, is attached hereto as **Exhibit 1.**

Respectfully submitted

/s/ Laurie E. Martin

Laurie E. Martin (#26877-49)

[lmartin@hooverhullturner.com](mailto:lmartin@hooverhullturner.com)

Kristofer S. Wilson (#32805-19)

[kwilson@hooverhullturner.com](mailto:kwilson@hooverhullturner.com)

Hoover Hull Turner LLP

111 Monument Circle, Suite 4400

P.O. Box 44989

Indianapolis, IN 46244-0989

Tel: (317) 822-4400

Fax: (317) 822-0234

*Counsel for Defendants*

**CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that a copy of the foregoing has been served via the Court's electronic filing system this 24th day of January 2020, upon the following:

Angelito Mercado  
c/o Bartholomew County Jail  
543 2<sup>nd</sup> St.  
Columbus, Indiana 47201

/s/ Laurie E. Martin  
Laurie E. Martin

1079150